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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/628,315	07/28/2000	Kazuo Ezawa	AP32610-072817.0152	3474
21003	7590	01/20/2010		
BAKER BOTTS L.L.P. 30 ROCKEFELLER PLAZA 44TH FLOOR NEW YORK, NY 10112-4498			EXAMINER MOORTHY, ARAVIND K	
			ART UNIT 2431	PAPER NUMBER
			NOTIFICATION DATE 01/20/2010	DELIVERY MODE ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte KAZUO EZAWA,
DAVE ROBERTS, MICHAEL FOSTER
and
JOHN KELLY

Application No. 09/628,315
Technology Center 2400

Mailed: January 19, 2010

Before PAMELA S. BENNETT, *Paralegal Specialist*.
BENNETT, *Paralegal Specialist*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on January 11, 2010. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

STATUS OF AFTER FINAL AMENDMENTS

A review of the file finds an After Final Amendment was filed on April 21, 2009 and the record is unclear if the amendment after final has been approved for entry. Clarification of the status of amendment filed subsequent to Final rejection is required.

CONCLUSION

Accordingly, it is ORDERED that the application is returned to the Examiner:

- 1) to mail a communication (Advisory Action or other) in order to clarify the record as to the status of the amendment after final; and/or
- 2) for such further action as may be required.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

PSB

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